

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT
November 25, 2008
Elisabeth A. Shumaker
Clerk of Court

ROBERT LEE BUFFINGTON,

Petitioner - Appellant,

v.

KAREN ROHLING, Warden of Larned
Correctional Mental Health Facility;
ATTORNEY GENERAL OF KANSAS,

Respondents - Appellees.

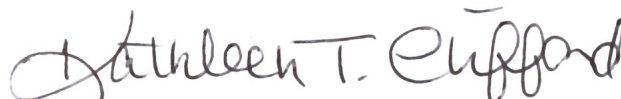
No. 08-3252
(D.C. No. 5:05-CV-3310-SAC)
(D. Kansas)

ORDER

This appeal is before the court based on a letter received on November 24, 2008 from Petitioner Robert Lee Buffington. The court construes Petitioner's letter as a motion to voluntarily dismiss this appeal pursuant Fed. R. App. P. 42(b).

Upon consideration, the motion to voluntarily dismiss is **GRANTED**. The appeal is **DISMISSED**. The mandate shall issue forthwith.

Entered for the Court,
Elisabeth A. Shumaker, Clerk



Kathleen T. Clifford
Attorney - Deputy Clerk